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## WAR FOOD ADMINISTRATION

[WFO 4-3, Termination]

### PART 1450—TOBACCO

#### RESTRICTIONS ON 1943 CROP FLUE-CURED TOBACCO

War Food Order No. 4-5, 9 F.R. 4321, 4319 (formerly designated as Director Food Distribution Order No. 4-3, as issued by the Director of Food Distribution on August 13, 1943, 8 F.R. 11331), is hereby terminated.

This order shall become effective at 12:01 a. m., e. w. t., July 7, 1944. With respect to violations, rights accrued, liabilities incurred, or appeals taken under War Food Order No. 4-3, prior to the effective time hereof, all provisions of such order in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper action, suit, or

other proceeding with respect to any such violation, right, liability, or appeal. (E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 4, 8 F.R. 335, 11331, 9 F.R. 4321, 4319)

Issued this 7th day of July 1944.

LEE MARSHALL,  
*Director of Distribution.*

War Food Administration,  
Summary to WFO 4-3 Termination.

Restrictions on the purchase of the 1943 crop of flue-cured tobacco have been removed by the War Food Administration, effective July 7, 1944.

Removal was effected by the termination of War Food Order 4.3 under which

the crop was allocated among U. S. tobacco manufacturers and buyers on the basis of their previous purchases.

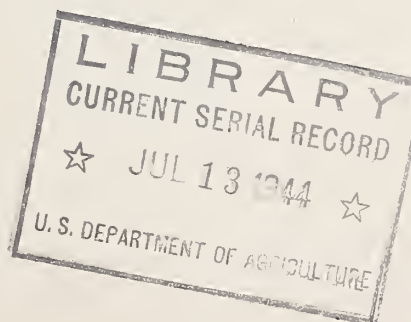
From last year's production of 791 million pounds of flue-cured tobacco, approximately 10 million pounds or about 1¼ percent of the crop remains unsold or unassigned. WFA officials said this

quantity is insufficient in size and quality to justify reallocation.

The main purpose of the order was to insure an ultimate equitable distribution of the 1943 flue-cured crop among manufacturers and buyers. Since this purpose has now been achieved, dealers are not required to hold scattered lots any longer.

GPO—WFA 4—p. 1

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## WAR FOOD ADMINISTRATION

# WFO 4-4

TERMINATION  
SEPT. 13, 1944

[WFO 4-4, as Amended, Termination]

### PART 1450—TOBACCO

1943 CROP FIRE-CURED AND DARK AIR-CURED  
TOBACCO

War Food Order No. 4-4, issued by the Acting Director of Food Distribution, War Food Administration, on November 27, 1943, as amended, 9 F.R. 4319 (formerly designated as Director Food Distribution Order No. 4-4, as amended,

8 F.R. 16098, 16828) placing restrictions on 1943 crop fire-cured and dark air-cured tobacco is hereby terminated.

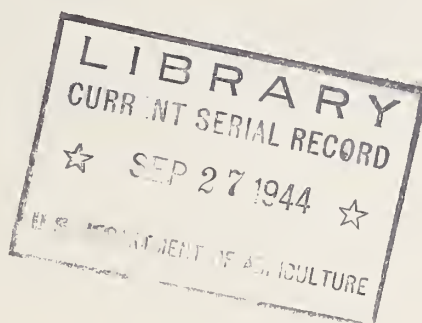
With respect to violations of said War Food Order No. 4-4, as amended, rights accrued, liabilities incurred, or appeals taken under said order, as amended, prior to the termination thereof, said War Food Order No. 4-4, as amended, shall be deemed to be in full force and effect for the purpose of sustaining any

proper suit, action, or other proceeding with respect to any such violation, right, or liability.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 4, as amended, 8 F.R. 335, 11331, 9 F.R. 4319)

Issued this 13th day of September 1944.

LEE MARSHALL,  
*Director of Distribution.*



GPO—WFA 142—p. 1

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**WFO 4-5**

**TERMINATION**

**AUG. 17, 1944**

## **WAR FOOD ADMINISTRATION**

[WFO 4-5, Termination]

### **PART 1450—TOBACCO**

#### **ALLOCATION OF 1943 CROP BURLEY TOBACCO**

War Food Order No. 4-5, 9 F.R. 4321, 4319 (formerly designated as Director Food Distribution Order No. 4-5 as issued by the Acting Director of Food Distribution on December 1, 1943, 8 F.R. 16315) is hereby terminated.

This order shall become effective at 12:01 a. m., e. w. t., August 18, 1944. With respect to violations, rights accrued, liabilities incurred, or appeals taken under

War Food Order No. 4-5, prior to the effective time hereof, all provisions of such order in effect prior to the effective time hereof shall continue in full force and effect for the purpose of sustaining any action, suit, or other proceeding, with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 4, 8 F.R. 335, 11331, 9 F.R. 4321, 4319)

Issued this 17th day of August 1944.

**LEE MARSHALL,**  
*Director of Distribution.*

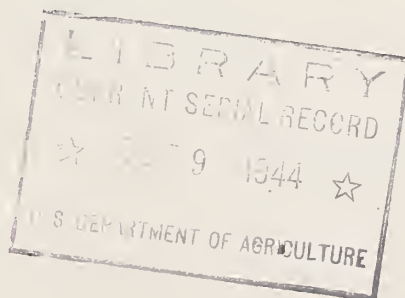
War Food Administration,  
Summary to WFO 4.5 Termination.

Practically the entire 1943 crop of Burley tobacco having moved into trade

channels, the War Food Administration has terminated War Food Order 4.5 under which the crop was allocated. The order became effective December 1, 1943.

GPO—WFA 61—p. 1

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## WAR FOOD ADMINISTRATION

[WFO 4-6]

### PART 1450—TOBACCO

#### CIGAR FILLER AND BINDER TYPES OF TOBACCO

Pursuant to the authority vested in me by War Food Order No. 4, as amended, 9 F.R. 4321, 4319 (formerly designated as Food Distribution Order No. 4, as amended, 8 F.R. 335, 11331), and to effectuate the purposes thereof, it is hereby ordered as follows:

§ 1450.13 *Restrictions on the purchase of cigar filler and binder types of tobacco—(a) Definitions.* (1) "Person" means an individual, partnership, association,

business trust, corporation, or any organized group of persons, whether incorporated or not.

(2) "Tobacco" means tobacco of the 1944 crop of the cigar filler types numbered 41, 42, 43, and 44, and the cigar binder types numbered 51, 52, 53, 54, and 55, as defined in the Service and Regulatory Announcement No. 118 (7 CFR 30.1 et seq.) of the United States Department of Agriculture, promulgated by the Secretary of Agriculture on October 14, 1929.

(b) *Restrictions.* After the effective time hereof, no person shall, in any man-

ner whatsoever, purchase, contract to purchase, or accept an option to purchase tobacco.

(c) *Effective date.* This order shall become effective at 12:01 a. m., e. w. t., June 14, 1944.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 4, as amended, 8 F.R. 335, 11331, 9 F.R. 4321, 4319)

Issued this 13th day of June 1944.

LEE MARSHALL,  
Director of Distribution.

#### War Food Administration, Summary to WFO 4.6.

Future-contract purchases of almost all types of cigar filler and binder tobacco of the unharvested 1944 crop are prohibited under War Food Order 4.6, effective June 14. The restriction will remain in effect on each of the filler and binder types until it is lifted by the War Food Administration.

The tobaccos affected are the filler types 41-44 and binder types 51-55, grown in Pennsylvania, Ohio, Connecticut, New York, Wisconsin, Minnesota, and Massachusetts.

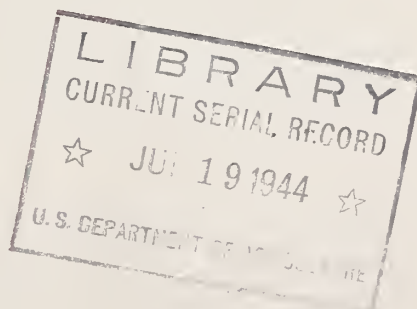
Purpose of the action was to halt the practice of buying tobacco while it was still growing and being cured and to assure a more equitable distribution of the crop. Ordinarily, cigar types of tobacco are bought after they are cured and stripped at which time their quality and market value can be determined accurately. The future-contract buying method threatened to disrupt distribution of the 1944 crop because many smaller and less well-financed manufacturers, unable to risk the losses to which advance-buying would have made them liable, were in a bad position to obtain their usual share of the crop.

Because the time of the marketing season varies from year to year, depending on the progress of the crop, the restriction on sales will remain in effect until it is lifted by WFA's Director of Food Distribution. Last year, when a similar ban was placed on future sales of the 1943 crop, it was found that setting the termination date of the restricted period in advance was not satisfactory. The necessity for amendments changing the termination dates caused much confusion.

The action to restrain purchasing activities at this time results from widespread requests from the cigar industry and grower representatives.

GPO—WFA 710—p. 1

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## WAR FOOD ADMINISTRATION

[WFO 4-6, Amdt. 1]

## PART 1450—TOBACCO

CIGAR FILLER AND BINDER TYPES OF  
TOBACCO

War Food Order No. 4-6 (9 F.R. 6667), issued by the Director of Distribution on June 13, 1944, is amended as follows:

1. By deleting therefrom the provisions in § 1450.13 (a) (2) and inserting, in lieu thereof, the following:

(2) "Class A tobacco" means tobacco of the 1944 crop of cigar binder types numbered 51, 52, and 53, as defined in the Service and Regulatory Announcement No. 118 (7 CFR 30.1 et seq.) of the United States Department of Agriculture, promulgated by the Secretary of Agriculture on October 14, 1929.

(3) "Class B tobacco" means tobacco of the 1944 crop of cigar filler types num-

bered 41, 42, 43, and 44, and cigar binder types numbered 54 and 55, as defined in the Service and Regulatory Announcement No. 118 (7 CFR 30.1 et seq.) of the United States Department of Agriculture, promulgated by the Secretary of Agriculture on October 14, 1929.

2. By deleting therefrom the provisions in § 1450.13 (b) and inserting, in lieu thereof, the following:

(b) *Restrictions.* (1) No person shall, in any manner whatsoever, purchase, contract to purchase, or accept an option to purchase Class A tobacco during the period from the effective time hereof until 8:00 a. m., e. w. t., December 18, 1944.

(2) After the effective time hereof, no person shall, in any manner whatsoever, purchase, contract to purchase, or accept an option to purchase Class B tobacco.

The provisions hereof shall become effective at 12:01 a. m., e. w. t., December 10, 1944. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 4-6 prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 4-6 in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 4, as amended, 8 F.R. 335, 828, 11331, 9 F.R. 4321, 4319, 9584)

Issued this 9th day of December 1944.

C. W. KITCHEN,  
*Acting Director of Distribution.*

War Food Administration,  
Summary to WFO 4-6, Amendment 1.

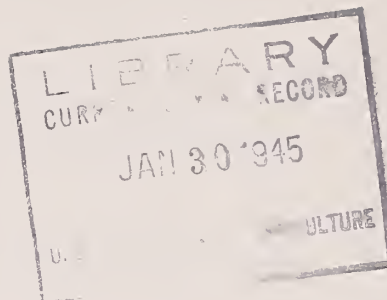
The War Food Administration has amended War Food Order No. 4-6 to remove restrictions on the purchase of cigar binder tobacco (types 51, 52 and 53) produced in Connecticut, Massa-

chusetts, New York and Pennsylvania.

WFO 4-6 was issued June 13, 1944 to prohibit future contract buying which was threatening to disrupt normal distribution of the 1944 binder and filler type tobaccos.

Removal of the restrictions, effective December 10, 1944, opens the way for

normal transactions between producers and buyers at about the usual marketing period for binder tobacco in the four states. The order may be further amended to lift similar buying restrictions in other producing states as the marketing season advances.





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DEC. 29, 1944

WAR FOOD ADMINISTRATION

[WFO 4-6, Amdt. 2]

PART 1450—TOBACCO <sup>A</sup>

CIGAR FILLER AND BINDER TYPES OF TOBACCO

War Food Order No. 4-6 (9 F.R. 6667), issued by the Director of Distribution on June 13, 1944, as amended, is hereby further amended as follows:

1. By deleting therefrom the provisions in § 1450.13 (a) (3).

2. By deleting therefrom the provisions in § 1450.13 (b) (2) and inserting, in lieu thereof, the following:

No person shall, prior to 8:01 a. m., c. w. t., January 8, 1945, purchase, contract to purchase, or accept an option to purchase any tobacco of the 1944 crop of cigar binder types numbered 54 and 55, as defined in the Service and Regulatory

Announcement No. 118 (7 CFR 30.1 *et seq.*) of the United States Department of Agriculture, promulgated by the Secretary of Agriculture on October 14, 1929. No person shall, prior to 8:01 a. m., c. w. t., January 22, 1945, purchase, contract to purchase, or accept an option to purchase any tobacco of the 1944 crop of cigar filler types numbered 42, 43, and 44, as defined in the aforesaid Service and Regulatory Announcement No. 118. No person shall, prior to 8:01 a. m., c. w. t., January 31, 1945, purchase, contract to purchase, or accept an option to purchase any tobacco of the 1944 crop of cigar filler type numbered 41, as defined in the aforesaid Service and Regulatory Announcement No. 118.

The provisions hereof shall become effective at 12:01 a. m., e. w. t. December

30, 1944. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 4-6, as amended, in effect prior to the effective time hereof, the provisions of said War Food Order No. 4-6, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 4, as amended, 8 F.R. 335, 828, 11331; 9 F.R. 4321, 4319, 9584)

Issued this 29th day of December 1944.

LEE MARSHALL,  
Director of Distribution.

War Food Administration,  
Summary to WFO-4-6 Amendment 2.

The WFA has announced that effective January 8, cigar binder types of tobacco numbered 54 and 55, produced chiefly in Wisconsin, January 22, cigar filler types numbered 42, 43, and 44, produced chiefly

in Ohio and January 31, filler types numbered 41 produced chiefly in Pennsylvania, will have sales restrictions removed through an amendment to War Food Order 4.6. This amendment will permit normal marketing of these types of tobacco grown chiefly in these three states.

WFO 4-6, issued June 13, 1944, was originally issued to prevent the purchase of cigar filler and binder tobacco while crops were growing. The order eliminated future contract buying during the growing season when this type of purchasing threatened to disrupt normal distribution of these types of tobacco.



# WAR FOOD ADMINISTRATION

[WFO 4-7]

## PART 1450—TOBACCO

### 1944 CROP FLUE-CURED TOBACCO

Pursuant to the authority vested in the Director by War Food Order No. 4 (8 F.R. 335) issued on January 7, 1943, as amended, (8 F.R. 11331, 9 F.R. 4319, 4321) and to effectuate the purposes of such order, as amended, it is hereby ordered, as follows:

§ 1450.7 *Restrictions on 1944 crop flue-cured tobacco—(a) Definitions.* (1) "Flue-cured tobacco" means tobacco of Type 11, 12, 13, or 14, as defined in the Official Standard Grades for Flue-cured Tobacco, promulgated by the Secretary of Agriculture (7 CFR 29.151 et seq.), pursuant to the Tobacco Inspection Act (7 U.S.C. 1940 ed. 511 et seq.).

(2) "Manufacturer" means any person who processes tobacco into a product for consumer use which is subject to taxation under the Internal Revenue Code (26 U.S.C. 1940 ed. 2000-2040).

(3) "Dealer" means any person, other than a manufacturer, who buys tobacco for resale in redried condition and packed in containers.

(4) "Scrap" means any loose, tangled, untied, and unstemmed flue-cured tobacco salvaged as a by-product in harvesting, stripping, classing, and tying on the farm and consisting chiefly of barn and strip-house floor sweepings and very inferior quality leaves not sold at auction by growers of any loose, untied, and unstemmed flue-cured tobacco consisting entirely of floor sweepings, loose, and tangled leaves, or portions of leaves which accumulate from unavoidable dropping or breakage in the handling of flue-cured tobacco and which consist exclusively of such tobacco salvaged as a by-product of marketing.

(5) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

(6) "Director" means the Director of Distribution, War Food Administration.

(b) *Restrictions.* (1) No person shall

purchase or otherwise acquire any 1944 crop flue-cured tobacco unless such tobacco is purchased or acquired pursuant to the provisions hereof.

(2) No manufacturer shall, directly or indirectly, purchase or otherwise acquire any 1944 crop flue-cured tobacco which will cause the total amount of such tobacco so acquired by him to exceed 74 per cent of the total number of pounds of flue-cured tobacco, inclusive of scrap, used by such person for manufacturing purposes during the period from July 1, 1943 to June 30, 1944, inclusive.

(3) No manufacturer shall purchase at auction a higher proportion of his total allocation of 1944 crop flue-cured tobacco than his total purchases of flue-cured tobacco from the crops of 1939, 1940, 1941, and 1942 at auction bore to his total purchases of flue-cured tobacco from such crops.

(4) No dealer shall purchase from producers or at auction for his own account a total quantity of 1944 crop flue-cured tobacco which is in excess of 100 percent of the amount which was originally allocated to such dealer pursuant to the provisions of War Food Order No. 4.3 (8 F.R. 11331, 9 F.R. 4321, 4319) issued by the Director on August 13, 1943, or the amount which he was entitled to have allocated to him pursuant to said War Food Order for such purchases from the 1943 crop of flue-cured tobacco.

(5) Any person other than a manufacturer or dealer may purchase 1944 crop flue-cured tobacco at auction for resale at auction in substantially the same form.

(6) A manufacturer or dealer may resell at auction flue-cured tobacco purchased at auction: *Provided*, That the aggregate amount of such resales may not exceed 2 percent of such purchases. The flue-cured tobacco resold at auction, within the aforesaid limitation, will not be charged to the allocation of the seller.

(7) Purchases of 1944 crop flue-cured scrap tobacco by a dealer shall not be charged against such dealer's allocation,

but purchases of 1944 crop flue-cured scrap tobacco by a manufacturer shall be charged to such manufacturer's allocation.

(8) Any 1944 crop flue-cured tobacco purchased in conformity with an agreement to buy for a principal, either in the principal's name or for his account, shall be charged to the quota of the principal for whom such flue-cured tobacco was purchased.

(9) The poundage figures used in computing allocations pursuant hereto shall be reduced to an undried (green weight) basis. Flue-cured tobacco in the steam-dried condition and in unstemmed form shall be converted to the undried basis by multiplying the number of pounds by the factor 1.12. Flue-cured tobacco in the steam-dried condition and in stemmed form shall be converted to the undried basis by multiplying the number of pounds by the factor 1.44.

(10) The restrictions of this order shall be observed without regard to the rights of creditors, prior contracts, existing contracts, payments made, or deliveries of 1944 crop flue-cured tobacco made prior to the effective time hereof; and purchases or sales of 1944 crop flue-cured tobacco, made prior to the effective time hereof, shall be charged to the respective quotas in accordance with the provisions hereof, as if such sales were made after the effective time of this order.

(c) *Modification and amendment.* Any allocation made pursuant hereto may be modified, amended, or supplemented from time to time by notice or letter, issued by the Director, to any person to whom such allocation has been made.

(d) *Effective date.* This order shall become effective at 12:01 a. m., e. w. t., July 19, 1944.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 4, as amended, 8 F.R. 335, 11331, 9 F.R. 4321, 4319)

Issued this 18th day of July 1944.

LEE MARSHALL,  
Director of Distribution.

War Food Administration,  
Summary to WFO 4.7.

### 1944 FLUE-CURED TOBACCO PURCHASES LIMITED

The War Food Administration has issued War Food Order No. 4.7 restricting the purchase of 1944 crop flue-cured tobacco by manufacturers and dealers. Flue-cured tobacco is used principally for making cigarettes.

The order, effective July 19, 1944, is similar to the one issued a year ago to regulate purchase of the 1943 crop, except that it prescribes a basis under which the allocations of individual purchasers may be determined in pounds. The 1943 order (WFO 4.3) designated purchase limits in percentages of current production.

Under the order, which is based on the July estimate of production (834 million

pounds), manufacturers may acquire 1944 flue-cured tobacco up to 74 percent of the quantity (including scrap) used by them for manufacturing purposes from July 1, 1943, through June 30, 1944. Their auction purchases are limited to the same proportion of total purchases as was similarly acquired from the crops of 1939 to 1942, inclusive.

Dealers may purchase 1944 crop tobacco from producers or auction, for



their own account, up to 100 percent of the basic quantity which they were entitled to buy under the 1943 order (4.3).

On the basis of current crop estimates, WFA has determined that 482 million pounds may be used domestically, and that 352 million pounds will be used to meet the requirement of the United Kingdom, other allies and friendly nations. The percentage which manufacturers and dealers are permitted to buy this season is based on the total earmarked for domestic consumption in relation to base period use.

If later estimates of production are larger than the 834 million pounds indicated on July 1, the order will be amended accordingly, with most of the increase for domestic users.

The quantity earmarked for export will be allocated directly to the Commodity Credit Corporation and to dealers for procurement on the auction markets.

Other provisions of the order affecting the 1944 crop are:

1. Persons other than manufacturers or dealers may purchase at auction for

resale at auction in substantially the same form. Such purchases, however, may not be redried and packed for resale.

2. Manufacturers and dealers may purchase and resell at auction, provided the aggregate quantity resold does not exceed 2 percent of such purchases. The quantity resold will not be charged to the purchase quota of the seller.

3. Purchases of scrap tobacco by dealers *will not* be charged to individual quotas, but purchases of scrap tobacco by manufacturers *will* be counted in tabulating total allowable purchases.

4. Any tobacco purchased in conformity with an agreement to buy for a principal, either in the principal's name or for his account, will be charged to the quota of the principal for whom the purchase was made.

5. The poundage figures used in computing quotas must be reduced to an undried (green weight) basis.

The order stipulates that its restrictions must be observed without regard to the rights of creditors, prior contracts, existing contracts, payments made, or

deliveries of 1944 crop flue-cured tobacco made prior to its effective date. Purchases or sales made prior to July 19, 1944 will be charged to the respective quotas in accordance with provisions of the order.

The necessity for allocating the 1944 crop arises from the fact that disappearance has exceeded production for the last 3 years. On April 1, 1944 stocks of flue-cured tobacco in the hands of manufacturers were 185 million pounds less than on the same date last year.

Recent consultation with a representative group of manufacturers, dealers, warehousemen and growers indicated that under such conditions, and with ceiling prices, an order of this kind is essential to a fair distribution of the anticipated crop. It also was determined that a special allocation should be made to the Commodity Credit Corporation, (over and above the needs of our allies and others) to be used for the purpose of stabilizing prices, if and when necessary, and to assure full competition on all the markets.

GPO—WFA 24—p. 2

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WFO 4-7

AMDT. 1

AUG. 17, 1944

## WAR FOOD ADMINISTRATION

[WFO 4-7, Amdt. 1]

### PART 1450—TOBACCO

#### 1944 CROP FLUE-CURED TOBACCO

Pursuant to War Food Order No. 4 (8 F.R. 335) issued on January 7, 1943, as amended (8 F.R. 11331; 9 F.R. 4319, 4321), and to effectuate the purposes of such order, as amended, War Food Order No. 4-7 (9 F.R. 8231) issued on July 18, 1944, relative to the 1944 crop of flue-cured tobacco, is hereby amended as follows:

(1) By deleting therefrom the term "74 percent" in § 1450.7 (b) (2) of said order and inserting, in lieu thereof, the term "88.8 percent."

(2) By deleting therefrom the term "100 percent" in § 1450.7 (b) (4) of said order and inserting, in lieu thereof, the term "135 percent."

(3) By inserting after § 1450.7 (b) (10) the following additional paragraph:

(11) Flue-cured tobacco of the 1944 crop may, from time to time, be allocated by the Director for purchase by the Commodity Credit Corporation.

The provisions in this amendment shall become effective at 12:01 a. m., e. w. t., August 19, 1944. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 4-7 prior to the effective time

of the provisions hereof, the provisions of said War Food Order No. 4-7 in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14785; WFO 4, as amended, 8 F.R. 335, 11331, 9 F.R. 4321, 4319)

Issued this 17th day of August 1944.

LEE MARSHALL,  
Director of Distribution.

#### War Food Administration, Summary to WFO 4.7 Amendment 1.

On the basis of substantially larger estimates of flue-cured tobacco production in 1944, the War Food Administration has increased from 482 million pounds to 578 million pounds the current season allocation to manufacturers and dealers for domestic use. This quantity is subject to further increase if present estimates materialize.

This increased allocation, provided in an amendment to War Food Order No. 4.7 effective immediately, will permit manufacturers to purchase 88.8 percent of the quantity of flue-cured used by them during the year ending June 30, 1944 instead of the 74 percent prescribed by the original order issued July 18, 1944. Dealers may now purchase 135 percent of the quantity they were entitled to buy under the 1943 allocation order (WFO 4.3). WFO 4.7 as originally issued permitted them to buy only

the quantity allocated to them last season.

The allocation to manufacturers will represent an inventory replacement because tobacco purchased currently will be aged before being made into cigarettes and smoking tobacco. The 578 million pounds earmarked for manufacturers and dealers this season is 113 million pounds more than they were permitted to purchase last season.

WFO 4.7 as issued last month was based on a July 1 production estimate of 834 million pounds. Inasmuch as that estimate was made at a time of severe drought conditions over important producing areas, WFA promised that the order would be amended if conditions improved by August 1. The August crop report (published August 10) indicated a 984 million pound production—a probable increase of 150 million pounds.

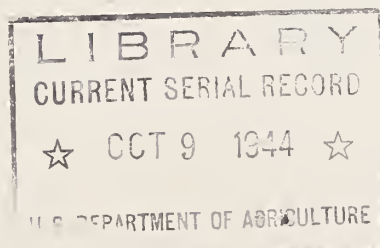
The amendment increases the allocation to manufacturers and dealers for

domestic purposes by 96.4 million pounds, and increases the allocation to other claimants, including our allies and friendly nations, by 19.6 million pounds, making a total increase of 116 million pounds. The original allocation to our allies and other claimants was 352 million pounds.

The new allocations (totaling 950 million pounds) do not reflect the indicated increase in production because an indeterminate fraction of the crop will be farm scrap which is not sold over the auction floor. There also is a possibility that later estimates may show a decline, or that labor conditions may prevent the harvesting of all tobacco produced. Limiting allocations at this time to a total somewhat below the estimated production may make unnecessary any later reductions which could cause market disruptions. Consideration will be given to further increased allocations after the September estimate of crop conditions.

GPO—WFA 62—p. 1

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WFO 4-7

AMDT. 2

SEPT. 23, 1944

## WAR FOOD ADMINISTRATION

[WFO 4-7, Amdt. 2]

PART 1450—TOBACCO

1944 CROP FLUE-CURED TOBACCO

Pursuant to War Food Order No. 4 (8 F.R. 335) issued on January 7, 1943, as amended (8 F.R. 11331; 9 F.R. 4321, 4319), and to effectuate the purposes of such order, as amended, War Food Order No. 4-7 (9 F.R. 8231) issued on July 18, 1944, as amended (9 F.R. 10147), relative to the 1944 crop of flue-cured tobacco, is hereby further amended as follows:

(1) By deleting therefrom the term "88.8 percent" in § 1450.7 (b) (2) of said

order and inserting, in lieu thereof, the term "96 percent."

(2) By deleting therefrom the term "135 percent" in § 1450.7 (b) (4) of said order and inserting, in lieu thereof, the term "142 percent."

The provisions in this amendment shall become effective at 12:01 a. m., e. w. t., September 23, 1944. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 4-7, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 4-7, as amended, in effect prior

to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14785; WFO 4, as amended, 8 F.R. 335, 11331, 9 F.R. 4321, 4319)

Issued this 23d day of September 1944.

C. W. KITCHEN,

Acting Director of Distribution.

## War Food Administration

## Summary to WFO-4.7, Amendment 2

Because September 1 estimates indicate a much larger production of flue-cured tobacco, the War Food Administration has increased from 578 million pounds to 624 million pounds the quantity allocated to cigarette manufacturers for purchase at auction and from dealers during the current marketing season.

The new allocation, made in an amendment to War Food Order No. 4.7, is 96 percent of the quantity used by these manufacturers in the year ended June 30, 1944, and only 2 percent less than they purchased from the 1939 record crop.

The new allocation will permit tobacco dealers to purchase 167 million pounds,

of which quantity 128 million pounds are intended for sale to manufacturers. The remainder will be applied to export requirements. This is 142 percent of the 1943 dealer allocations.

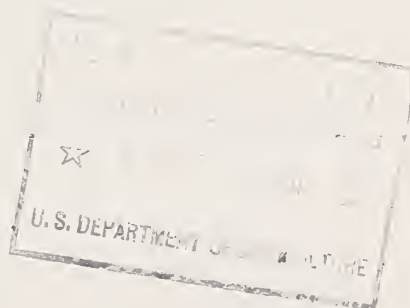
WFO 4.7, originally issued July 18, allocated 516 million pounds to manufacturers and dealers, based on a July 1 estimated production of 834 million pounds. It was amended August 17 to increase these allocations to 610 million pounds based on an August 1 crop estimate of 984 million pounds.

The current estimate of flue-cured production, based on September 1 conditions, is 1,047 million pounds. The total allocated under the new amendment including grants of relief is 1,021 million pounds. Of that total 391 million pounds are allocated to meet the

requirements of our allies and other friendly nations.

Should production reach the latest estimated quantity, WFA probably will increase somewhat the allocation to manufacturers and dealers. There also will be about 16 million pounds of scrap which is not sold on the auction floor, but which is available to dealers without regard to the allocations. Some of this scrap may also be acquired by manufacturers.

Present prospects, therefore, indicate that the quantity available to manufacturers from the 1944 crop will equal or exceed the quantity used by them during the 12 months period ended June 30, the period on which the allocations are based.







## WAR FOOD ADMINISTRATION

[WFO 4-7, Amdt. 3]

## PART 1450—TOBACCO

## 1944 CROP FLUE-CURED TOBACCO

Pursuant to War Food Order No. 4 (8 F.R. 335) issued on January 7, 1943, as amended (8 F.R. 11331; 9 F.R. 4321, 4319, 9584), and to effectuate the purposes of such order, as amended, War Food Order No. 4-7 (9 F.R. 8231) issued on July 18, 1944, as amended (9 F.R. 10147, 11732), relative to the 1944 crop of flue-cured tobacco, is hereby further amended as follows:

(1) By deleting therefrom the term

"96 percent" in § 1450.7 (b) (2) of said order and inserting, in lieu thereof, the term "102.5 percent."

(2) By deleting therefrom the term "142 percent" in § 1450.7 (b) (4) of said order and inserting, in lieu thereof, the term "147 percent."

The provisions in this amendment shall become effective at 12:01 a. m., e. w. t., October 25, 1944. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 4-7, as amended, prior to the effective time of the provisions hereof, the provisions of said War

Food Order No. 4-7, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14785; WFO 4, as amended, 8 F.R. 335, 11331, 9 F.R. 4321, 4319, 9584)

Issued this 25th day of October 1944.

LEE MARSHALL,  
Director of Distribution.

War Food Administration,  
Summary to WFO-4.7 Amend. 3.

The War Food Administration has issued an amendment to War Food Order 4.7 which will permit tobacco manufacturers in the United States to purchase from the current crop 666 million pounds of flue-cured tobacco or 102.5 percent of the quantity they used during the year ended June 30, 1944.

Manufacturers' purchases permitted by the amendment, therefore, will more than replace the aged stock removed from their inventories during a period when consumption of tobacco products—particularly cigarettes—was at an all-time high level. Inventory withdrawals during that 12-month period totaled 650 million pounds.

The 666 million pounds which manufacturers may purchase from the 1944

crop is more than they have ever purchased from a single flue-cured crop.

WFA's action follows the October 1 crop report which indicated that the 1944 flue-cured crop, now being harvested, will total about 1,072 million pounds, second only to the record 1939 crop of 1,170 million pounds. Manufacturers' purchases in that record year, however, failed by approximately 34 million pounds to total the quantity of allowable purchases in 1944.

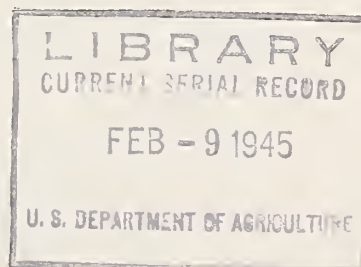
Under the new amendment, tobacco dealers may purchase 196 million pounds from the current flue-cured crop—47 percent more than their allowable purchases in 1943. About 136 million pounds of that quantity will be resold to manufacturers to make up the 666 million pounds available to them. Other manufacturers' stocks will be purchased at

auction. The 60 million pounds remaining in dealers hands will be for export or for reallocation to manufacturers if not exported.

The quantity available to our allies and other friendly nations (including the 60 million pounds above) remains at 390 million pounds.

The total quantity of flue-cured leaf allocated under the amendment is 1,056 million pounds, 16 million pounds having been deducted from the estimated 1,072-million-pound production for scrap, which will not be sold at auction.

The amendment is the third issued to WFO 4.7 since July, each increasing the allocation to manufacturers and dealers. The original order, based on a crop estimate of 834 million pounds, allocated to manufacturers 74 percent of the quantity used in the year ending June 30, 1944.





NOV. 14, 1944

## WAR FOOD ADMINISTRATION

[WFO 4-7, Amdt. 4]

## PART 1450—TOBACCO

## 1944 CROP FLUE-CURED TOBACCO

Pursuant to War Food Order No. 4, as amended (8 F.R. 335, 11331; 9 F.R. 4321, 4319, 9584), and to effectuate the purposes of such order, as amended, War Food Order No. 4-7, as amended (9 F.R. 8231, 10147, 11732, 12861), relating to the 1944 crop of flue-cured tobacco is hereby further amended as follows:

(1) By deleting therefrom the term "102.5 percent" in § 1450.7 (b) (2) and

inserting, in lieu thereof, the term "101.5 percent."

(2) By deleting therefrom the term "147 percent" in § 1450.7 (b) (4) and inserting, in lieu thereof, the term "146 percent."

The provisions in this amendment shall become effective at 12:01 a. m., e. w. t., November 16, 1944. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 4-7, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 4-7, as amended, in effect prior to the effective

time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 4, as amended, 8 F.R. 335, 11331; 9 F.R. 4321, 4319, 9584)

Issued this 14th day of November 1944.

C. W. KITCHEN,  
*Acting Director of Distribution.*

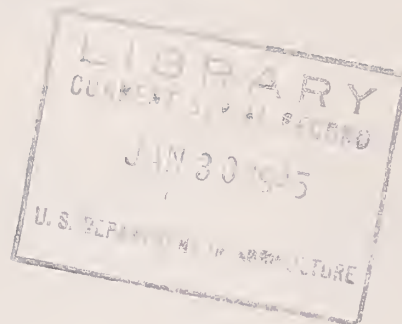
War Food Administration,  
Summary to WFO-4.7 Amendment 4.

To keep permitted purchases of 1944 crop flue-cured tobacco in line with estimated production, the War Food Administration has amended War Food Order No. 4.7 reducing by 1 percent the allocation to domestic manufacturers and dealers.

The new allocation to manufacturers, however, still will total 659.4 million

pounds, about 1.5 percent more than they used for manufacturing purposes during the 12 months ending June 30, 1944 and some 28 million pounds more than they have ever purchased from a flue-cured crop. The dealer allocation, most of which will be purchased for resale to manufacturers, is reduced from 190 million pounds to 188.1 million pounds—46 percent more than they were permitted to purchase last season.

Since the first 1944 crop estimate July 1, WFA has allocated practically the entire prospective production. Increases were granted as crop estimates increased from 834 million pounds July 1 to 1,072 million pounds October 1. The first reduction in the estimate came November 1—from 1,072 to 1,062 million pounds. Should the December 1 estimate indicate a substantial increase over the 1,062 million pounds, the allocation will be revised accordingly.





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WAR FOOD ADMINISTRATION

[WFO 4-7, Amdt. 5]

PART 1450—TOBACCO

1944 CROP FLUE-CURED TOBACCO

Pursuant to War Food Order No. 4, as amended (8 F.R. 335, 828, 11331, 9 F.R. 4321, 4319, 9584), and to effectuate the purposes of such order, as amended, War Food Order No. 4-7, as amended (9 F.R. 8231, 10147, 11732, 12861, 13740), relating to the 1944 crop of flue-cured tobacco is hereby further amended as follows:

1. By adding to § 1450.7 (b) (2) the following additional sentence: "This restriction shall not, however, apply with respect to any 1944 crop flue-cured tobacco purchased by a manufacturer at auction on or after January 9, 1945."

2. By adding to § 1450.7 (b) (3) the following additional sentence: "This restriction shall not, however, apply with respect to any 1944 crop flue-cured tobacco purchased by a manufacturer at auction on or after January 9, 1945."

3. By adding to § 1450.7 (b) (4) the following additional sentence: "This restriction shall not, however, apply with respect to any 1944 crop flue-cured tobacco purchased by a dealer at auction on or after January 9, 1945."

4. By inserting after § 1450.7 (c) the following additional paragraph to be designated as (d) and relettering the subsequent paragraph so as to follow in proper alphabetical order:

(d) *Reports.* Each manufacturer shall, within 20 days after the last day on which any 1944 crop flue-cured tobacco is sold at auction, report on Form FDO 4.7-1 to the Director the quantity of 1944 crop flue-cured tobacco which the respective manufacturer purchased at auction and from dealers, respectively, and also correctly complete and fill in all of the other information called for by the said Form FDO 4.7-1. Each dealer shall, within 20 days after the last day on which any 1944 crop flue-cured tobacco is sold at auction, report on Form FDO 4.7-1 to the Director (1) the quantity of 1944 crop flue-cured tobacco which the respective dealer purchased at auction, (2) the quantity of 1944 crop flue-cured tobacco which the respective dealer purchased from other dealers, and (3) the sales of 1944 crop flue-cured tobacco which such dealer made to manufacturers and other persons; and also correctly complete and fill in all of the other information called for by the said Form FDO 4.7-1.

This amendment shall become effective at 12:01 a. m., e. w. t., December 30, 1944. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 4-7, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 4-7, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 2807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 4, 8 F.R. 335, 828, 11331, 9 F.R. 4321, 4319, 9584)

Issued this 30th day of December 1944.

C. W. KITCHEN,  
Acting Director of Distribution.

War Food Administration,  
Summary to WFO-4-7 Amendment 5.

The War Food Administration has amended War Food Order 4-7, to make it possible for purchasers of flue cured tobacco, who already hold allocations, to increase their purchases on and after January 9, 1945. The amendment does not remove existing restrictions against the purchase of 1944 crop flue cured tobacco by non-allocation holders.

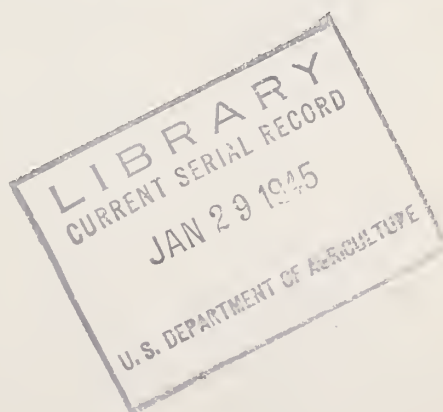
This increase in possible purchases results from an average of some 14,000,000

pounds of flue cured tobacco as contracted with the estimated crop and allocations based thereon. Allocations, to date, amount to 1,058,000,000 pounds—with later estimates of the crop available showing a total of 1,072,000,000 pounds exclusive of scrap.

On and after January 9, 1945, manufacturers and dealers who already hold allocations, will not be limited in their purchases of tobacco—over and above the amount of their previous allocations. No flat percentage increases have been assigned—due to the fact that, percent-

agewise, the increase is relatively small and some manufacturers and dealers have probably completed their purchases to the full extent of their present allocations and may not desire to reenter the market.

The amendment will also require that manufacturers report purchases from the 1944 crop and that dealers report purchases and sales of tobacco acquired under the provisions of the order. Flue cured tobacco is one of the two major types of tobaccos used in all popular American cigarettes.





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## WAR FOOD ADMINISTRATION

[WFO 4-7, Amdt. 6]

### PART 1450—TOBACCO

#### 1944 CROP FLUE CURED TOBACCO

Pursuant to War Food Order No. 4, as amended (8 F.R. 335, 828, 11331, 9 F.R. 4321, 4319, 9584), and to effectuate the purposes of such order, as amended, War Food Order No. 4.7, as amended (9 F.R. 8231, 10147, 11732, 12861, 13740, 10 F.R. 7), relating to the 1944 crop of flue cured tobacco is hereby further amended by deleting therefrom § 1450.7

(b) (7) and substituting therefor the following:

(7) Purchases of 1944 crop flue cured scrap tobacco by a dealer or manufacturer shall not be charged against such dealer's or manufacturer's allocation.

This amendment shall become effective at 12:01 a. m., e. w. t. May 11, 1945. With respect to violations, rights accrued, liabilities incurred or appeals taken under said War Food Order 4.7 as amended, prior to the effective time of the provision hereof, the provisions of said War Food Order 4.7 as amended, in

effect prior to the effective time hereof, shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 4, 8 F.R. 335, 828, 11331, 9 F.R. 4321, 4319, 9584)

Issued this 10th day of May 1945.

C. W. KITCHEN,  
*Director of Marketing Services.*

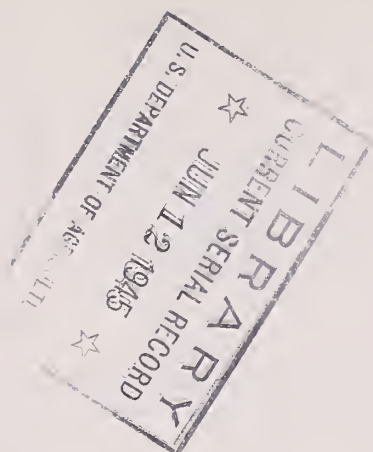
War Food Administration Summary to WFO 4-7 Amendment 6.

The War Food Administration has amended War Food Order No. 4-7 revis-

ing the provisions of the order which regulated the purchase and sale of scrap tobacco of the 1944 crop of flue-cured tobacco.

The amendment, effective May 11,

1945 will enable manufacturers to purchase the season's remaining scrap (approximately 7 million pounds) without regard to allocations. The scrap now is in the hands of dealers.





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op 3

WAR FOOD ADMINISTRATION

[WFO 4-8]

PART 1450—TOBACCO

1944 CROP OF BURLEY TOBACCO

Pursuant to the authority vested in me by War Food Order No. 4, issued on January 7, 1943, as amended (8 F.R. 335, 828, 11331, 9 F.R. 4521, 4319, 9584), and to effectuate the purpose of such order, as amended, it is hereby ordered as follows:

§ 1450.14 *Restrictions on 1944 crop Burley tobacco*—(a) *Definitions*. (1) "Burley tobacco" means unmanufactured tobacco of Type 31, as defined in the Official Standard Grades for Burley Tobacco (7 CFR 29.206 (11)), promulgated by the Secretary of Agriculture on November 25, 1936, pursuant to the Tobacco Inspection Act (7 U.S.C. 511 et seq.).

(2) "Manufacturer" means any person who processed tobacco during the period from October 1, 1943 to September 30, 1944, inclusive, into a product for consumer use which was subject to taxation under the Internal Revenue Code (26 U.S.C. 2000-2040).

(3) "Dealer" means any person, other than a manufacturer, who purchased Burley tobacco of the crops of 1939, 1940, and 1941 from producers or at auction and redried and packed such tobacco, or had such tobacco redried and packed for his account.

(4) "1944 crop Burley tobacco" means Burley tobacco which was planted and harvested during the calendar year 1944.

(5) "Warehouseman" means any person who offers tobacco for sale at auction as a commission agent for the producer of such tobacco.

(6) "Scrap" means any loose, tangled, untied, and unstemmed Burley tobacco salvaged as a by-product in harvesting, stripping, classing, and tying on the farm and consisting chiefly of barn and strip-house floor sweepings and very inferior quality leaves not sold at auction by growers and any loose, untied, and unstemmed Burley tobacco consisting entirely of warehouse floor sweepings, loose, and tangled leaves, or portions of leaves which accumulate from unavoidable dropping or breakage in the handling of Burley tobacco and which consist exclusively of such tobacco salvaged as a by-product of marketing.

(7) "Person" means any individual, partnership, association, business trust,

corporation or any organized group of persons, whether incorporated or not.

(b) *Restrictions*. (1) No person shall purchase, or otherwise acquire, any 1944 crop Burley tobacco unless such tobacco is purchased or acquired pursuant to the provisions hereof.

(2) No manufacturer shall, directly or indirectly, purchase, or otherwise acquire, any 1944 crop Burley tobacco which will cause the total amount of such tobacco so acquired by him to exceed 105 percent of the total number of pounds of Burley tobacco used by such person for manufacturing purposes during the period from October 1, 1943 to September 30, 1944, inclusive.

(3) No manufacturer shall purchase at auction a higher proportion of his total allocation of 1944 crop Burley tobacco than his total purchases of Burley tobacco from the crops of 1939, 1940, and 1941 at auction bore to his total purchases of Burley tobacco from such crops.

(4) No dealer shall purchase from producers or at auction for his own account a total quantity of 1944 crop Burley tobacco which is in excess of 104 percent of the amount which was allocated to such dealer pursuant to the provisions of War Food Order 4-5 (8 F.R. 16315) issued by the Director of Food Distribution on December 1, 1943, as amended, or the amount which he was entitled to have allocated to him pursuant to said war food order, as amended, for such purchases from the 1943 crop of Burley tobacco.

(5) Any person other than a manufacturer or dealer may purchase 1944 crop Burley tobacco at auction for resale at auction in substantially the same form and condition.

(6) Purchases at auction of any 1944 crop Burley tobacco by a manufacturer or a dealer shall not be charged to the purchaser's allocation of 1944 crop Burley tobacco pursuant to (b) (2), (b) (3), or (b) (4) hereof if such tobacco is purchased at a price less than the maximum price for such tobacco established by the Office of Price Administration and in effect on the date of such purchase.

(7) Purchases of scrap by a dealer shall not be charged against such dealer's allocation but purchases of scrap by a manufacturer shall be charged to such manufacturer's allocation.

(8) Any 1944 crop Burley tobacco purchased in conformity with an agreement to buy for a principal, either in the prin-

cipal's name or for his account, shall be charged to the quota of the principal for whom such Burley tobacco was purchased: *Provided*, That no principal may make any such agreement with a warehouseman or any person employed, directly or indirectly, by a warehouseman, and this provision applies to any such agreement already made or to be made with respect to the 1944 crop of Burley tobacco.

(9) Burley tobacco of the 1944 crop may, from time to time, be allocated by the Director for purchase by the Commodity Credit Corporation.

(10) The poundage figures used in computing allocations pursuant hereto shall be reduced to an undried (green weight) basis. Burley tobacco in the steamdried condition and in unstemmed form shall be converted to the undried basis by multiplying the number of pounds by the factor 1.11. Burley tobacco in the steamdried condition and in the stemmed form shall be converted to the undried basis by multiplying the number of pounds by the factor 1.50.

(11) The restrictions of this order shall be observed without regard to the rights of creditors, prior contracts, existing contracts, or payments made prior to the effective time hereof, and purchases or sales of 1944 crop Burley tobacco, made prior to the effective time hereof, shall be charged to the respective allocations in accordance with the provisions hereof, as if such purchases or sales were made after the effective time of this order.

(c) *Modification and amendment*. Any allocation granted herein may be modified, amended, or supplemented from time to time by notice or letter, issued by the Director, to any person to whom such allocation has been made; and the Director may, by notice or letter, grant an allocation to any person who is not entitled thereto under the provisions of (b) (2), (b) (3), or (b) (4) hereof.

(d) *Effective date*. This order shall become effective at 12:01 a. m., e. w. t., Dec. 2, 1944.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; FDO 4, 8 F.R. 335, 11331, 9 F.R. 4321, 4319, 9584)

Issued this 1st day of December 1944.

LEE MARSHALL,  
Director of Distribution.

War Food Administration,  
Summary to WFO 4-8.

Acting at the request of the tobacco trade, the War Food Administration has issued War Food Order 4-8 which is designed to equalize the distribution of a record crop of burley tobacco among manufacturers and dealers.

Under the order, effective December 2, 1944, manufacturers may buy 5 percent

more burley than they used during the 12 months ending September 30, 1944; and dealers may buy 4 percent more than was allocated to them from the 1943 crop.

The 1944 burley crop, sale of which is scheduled to begin December 11, 1944, will total 488 million pounds (November 1 estimate) compared with 390 million pounds last year and a 10-year average (1933-1942) of 326 million pounds. Burley is used principally for the manufac-

ture of cigarettes and, for this purpose, it is second in volume to the flue-cured class which is yielding more than a billion pounds this year.

In volume of tobacco, WFO 4-8 will permit manufacturers to buy 446 million pounds of the 488-million-pound crop—about 21 million pounds more than they used from October 1, 1943 through September 30, 1944, possibly the heaviest cigarette consumption period in history.

The order will permit dealers, on the other hand, to acquire 68 million pounds, 54 million pounds of which is for resale to manufacturers. The other 592 million pounds of the manufacturers' quota will be purchased at auction. The 14 million-pound balance in dealers' hands, after the resale of 54 million pounds to manufacturers, is assigned for export.

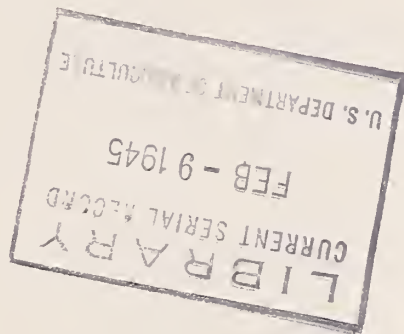
The total quantity of 1944 crop burley allocated to manufacturers and dealers is 460 million pounds. This leaves 28 million pounds of the expected 488 million-

pound crop without definite assignment at the present time. This will be held in reserve for possible allocation if later crop estimates warrant such action.

While the current allocation returns to manufacturers more than the quantity used from their aged stocks in the 12 months' base period, total disappearance in the 3 previous years (1941-43) exceeded production by approximately 157 million pounds. The present excess, therefore, will leave them still several million pounds short of the quantity

necessary to balance production and disappearance over the 4-year period. On this basis, there is a shortage of burley tobacco and a 2 percent increase in the production goal for 1945 has been sanctioned.

The Burley Tobacco Industry Advisory Committee requested that the 1944 crop be allocated because serious inequalities in distribution among manufacturers and dealers might otherwise result. The advisory committee which requested allocation is composed of growers, warehousemen, manufacturers and dealers.



GPO—WFA 221—p. 2

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WFO 4-8

AMDT. 1  
DEC. 30, 1944

# WAR FOOD ADMINISTRATION

[WFO 4-8, Amdt. 1]

## PART 1450—TOBACCO

### 1944 CROP BURLEY TOBACCO

Pursuant to War Food Order No. 4 (8 F.R. 335) issued on January 7, 1943, as amended (8 F.R. 828, 11331, 9 F.R. 4321, 4319, 9584), and to effectuate the purposes of such order, as amended, War Food Order No. 4-8 (9 F.R. 14272) issued on December 1, 1944, relative to the 1944 crop of Burley tobacco, is hereby amended as follows:

1. By deleting therefrom the term "105 percent" in § 1450.14 (b) (2) and inserting, in lieu thereof, the term "112 percent."

2. By deleting therefrom the term "104 percent" in § 1450.14 (b) (4) and inserting, in lieu thereof, the term "112 percent."

3. By inserting after § 1450.14 (b) the following additional paragraph to be designated as (c) and relettering the subsequent paragraphs so as to follow in proper alphabetical order:

(c) *Reports.* Each manufacturer shall, within 20 days after the last day on which any 1944 crop of Burley tobacco is sold at auction, report on Form FDO 4.8-1 to the Director the quantity of 1944 crop of Burley tobacco which the respective manufacturer purchased at auction and from dealers, respectively, and also correctly complete and fill in all of the other information called for by the said Form FDO 4.8-1. Each dealer shall, within 20 days after the last day on which any 1944 crop of Burley tobacco is sold at auction, report on Form FDO 4.8-1 to the Director (1) the quantity of 1944 crop of Burley tobacco which the respective dealer purchased at auction, (2) the quality of 1944 crop of Burley tobacco which the respective dealer purchased from other dealers, and (3) the sales of 1944 crop of Burley tobacco which such dealers made to manufacturers and other persons; and also correctly complete and fill in all of the other information called for by the said Form FDO 4.8-1.

This amendment shall become effective at 12:01 a. m., e. w. t., December 30,

1944. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 4-8 prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 4-8 in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

NOTE: All reporting requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 4, 8 F.R. 335, 828, 11331, 9 F.R. 4321, 4319, 9584)

Issued this 30th day of December 1944.

C. W. KITCHEN,  
Acting Director of Distribution.

War Food Administration,  
Summary to WFO 4-8, Amendment 1.

An increase in the estimated amount of 1944 crop Burley tobacco available makes possible increased allocations to both manufacturers and dealers, the War Food Administration has announced in an amendment to War Food Order 4-8, effective immediately.

Under the amendment, manufacturers will be entitled to acquire 12 percent more Burley tobacco than they used during the 12 months ended September 30,

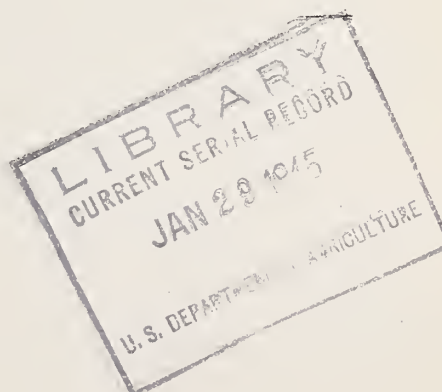
1944 and dealers may purchase 12 percent more Burley tobacco than their 1943 allocations. The November estimate of the 1944 burley crop indicated production of 465 million pounds. The December estimate indicates 491.6 million pounds.

War Food Order 4-6, before amendment, allocated 460 million pounds of tobacco. Of this amount, 446 million were for domestic consumption and 14 million were for export—with an unallocated balance of 28 million pounds.

Under the new amendment, manufac-

turers will be entitled to acquire 475.6 million pounds of Burley, of which 417.9 million pounds may be acquired at auction and 57.7 million pounds will be acquired through dealers. In addition to the 57.7 million pounds that dealers may acquire for resale to manufacturers, they will also purchase 16 million pounds which will be available for export or for further allocation to domestic manufacturers.

Burley tobacco is one of the two major types of tobacco used in the manufacture of most American made cigarettes.







FEB. 15, 1945

## WAR FOOD ADMINISTRATION

[WFO 4-8, Amdt. 2]

## PART 1450—TOBACCO

## 1944 CROP BURLEY TOBACCO

Pursuant to War Food Order No. 4 (8 F.R. 335) issued on January 7, 1943, as amended (8 F.R. 828, 11331, 9 F.R. 4321, 4319, 9584, 10 F.R. 103), and to effectuate the purposes of such order, as amended, War Food Order No. 4-8 (9 F.R. 14272) issued on December 1, 1944, as amended (10 F.R. 7), relative to the 1944 crop of Burley tobacco, is further amended as follows:

1. By deleting therefrom the term "112 percent" in § 1450.14 (b) (2) and inserting, in lieu thereof, the term "120 percent."

2. By deleting therefrom the term "112 percent" in § 1450.14 (b) (4) and inserting, in lieu thereof, the term "120 percent."

This amendment shall become effective at 12:01 a. m., e. w. t., February 16, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 4-8, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 4-8, as

amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 4, 8 F.R. 335, 828, 11331, 9 F.R. 4321, 4319, 9584, 10 F.R. 103)

Issued this 15th day of February 1945.

C. W. KITCHEN,

Director of Marketing Services.

### War Food Administration, Summary to WFO 4-8 Amendment 2.

In a second amendment to WFO 4-8 the War Food Administration has announced that Burley tobacco allocations to both manufacturers and dealers have been increased. Manufacturers may purchase 120 percent of the amount they used during the year ended September 30, 1944. Dealers may acquire 120 percent of the amount acquired from the 1943 crop.

Burley tobacco is a major cigarette

tobacco. Under the new order, manufacturers may purchase, under allocation, 510,083,558 pounds of this type of tobacco: 448,659,788 pounds at auction and 61,423,770 from dealers.

In addition to the 61,423,770 pounds dealers may acquire for resale to manufacturers, the dealers are also allocated 18,000,000 pounds which will be available for export—or possible subsequent allocation to manufacturers.

The substantial increase in allocations provided in the amendment to WFO 4-8 has been made possible by the fact that

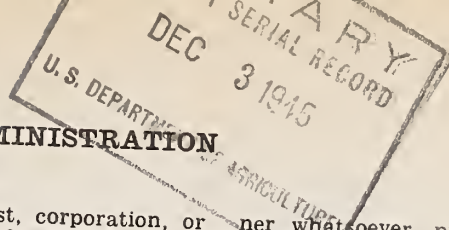
the 1944 crop of Burley is the largest ever produced in the United States and is substantially larger than indicated by earlier estimates—on which previous allocations were made.

Although Burley is a major component of most American cigarettes, this record breaking crop does not offer immediate aid in relieving the current cigarette shortage as Burley tobacco is usually aged from 18 months to approximately 30 months before being used in the manufacture of cigarettes.



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# WAR FOOD ADMINISTRATION

WFO 4-9

JUNE 29, 1945

[WFO 4-9]

## PART 1450—TOBACCO

### CIGAR FILLER AND BINDER TYPES OF TOBACCO

Pursuant to War Food Order No. 4 (8 F. R. 335) issued on January 7, 1943, as amended (8 F. R. 828, 11331, 9 F. R. 4321, 4319, 9584; 10 F. R. 103), and to effectuate the purposes of such order, as amended, it is hereby ordered as follows:

§ 1450.15 *Restrictions on the purchase of cigar filler and binder types of tobacco—(a) Definitions.* (1) "Person" means any individual, partnership, asso-

ciation, business trust, corporation, or any organized group of persons, whether incorporated or not.

(2) "Tobacco" means tobacco of the 1945 crop of the cigar filler types numbered 41, 42, 43, and 44, and the cigar binder types numbered 51, 52, 53, 54, and 55, as defined in the Service and Regulatory Announcement No. 118 (7 CFR 30.1 et seq.) of the United States Department of Agriculture, promulgated by the Secretary of Agriculture on October 14, 1929.

(b) *Restrictions.* After the effective time hereof, no person shall, in any man-

ner whatsoever, purchase, contract to purchase or accept an option to purchase tobacco.

(c) *Effective date.* This order shall become effective at 12:01 a. m., e. w. t., July 1, 1945.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 4, as amended, 8 F.R. 335, 11331, 9 F.R. 4321, 4319, 9584; 10 F.R. 103)

Issued this 29th day of June 1945.

C. W. KITCHEN,  
Director of Marketing Services.

War Food Administration,  
Summary to WFO 4-9.

Effective July 1, 1945 future-contract purchases of most types of cigar filler and binder tobaccos of the presently growing 1945 crop are prohibited by WFO 4-9 the War Food Administration has announced. This prohibition on future purchasing and contracting operations had the unanimous endorsement of the Cigar Leaf Industry Advisory Committee—after experience under a similar War Food Order in 1943 and 1944.

Elimination of future-contract purchases acts to assure a more equitable distribution of the crop by halting the practice of buying tobacco in advance of usual purchasing dates. Normally, most purchases of cigar types of tobacco are made after it is cured and stripped and it is possible to determine its quality and value.

Before its prohibition, future contract buying threatened to disrupt distribution of these tobaccos because smaller and less financially secure manufactur-

ers found themselves unable to risk the losses which advance buying entailed—and were unable to obtain their usual supplies.

Tobaccos affected are the filler types 41-44 and binder types 51-55, grown in Pennsylvania, Ohio, Connecticut, New York, Wisconsin, Minnesota and Massachusetts. As marketing seasons in these states vary, the restriction on sales will remain in effect until lifted for individual areas by War Food Administration action.



WFO 4-9

AMDT. 1

OCT. 24, 1945.

DEPARTMENT OF AGRICULTURE

U. S. DEPARTMENT OF AGRICULTURE

of the United States Department of Agriculture, promulgated by the Secretary of Agriculture on October 14, 1929.

The provisions of this amendment shall become effective at 8:00 a. m., e. s. t., November 12, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order No. 4-9, as amended, prior to the effective time of the provisions of this amendment, the provisions of the said War Food Order No. 4-9, as amended, in effect prior to the effective time of the provisions of this amendment shall be deemed to continue in full force and effect for the purpose of

sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(FO 9280, 7 FR. 10179; E.O. 9322, 8 FR. 3807; E.O. 9334, 8 FR. 5423; E.O. 9392, 8 FR. 14783; E.O. 9577, 10 FR. 8087; WFO 4, as amended, 8 FR. 335, 11331, 9 FR. 4321, 4319, 9584, 10 FR. 103, 126, 10419)

Issued this 24th day of October 1945.

C. W. KITCHEN,  
Assistant Administrator,  
Production and Marketing  
Administration.

U. S. Department of Agriculture,  
Summary to WFO 4-9 Amendment 1.

SALES OF CIGAR BINDER TOBACCO (TYPES 51,  
52 AND 53) PERMITTED (WFO 4-9)

The U. S. Department of Agriculture has amended War Food Order 4-9 to permit resumption of sales of Types 51, 52 and 53 cigar binder tobaccos, effective November 12, 1945 at 8 a. m. e. s. t.

These types are grown very largely in Connecticut and New York.

The original order, WFO 4-9 prohibited future contract sales of cigar filler and binder type tobaccos before harvesting of the crop. This order was issued because future contract buying threatened to disrupt distribution of tobaccos within these types and because smaller and less financially secure manufacturers found themselves unable to risk

the losses which advance buying entailed and were thus unable to obtain their usual supplies.

When the normal marketing season arrives for other tobaccos affected by the order (types 41-44 and types 54 and 55) WFO 4-9 will be further amended to permit resumption of normal trading in these cigar-type tobaccos in the other states in which they are grown.





*Reserve*

## DEPARTMENT OF AGRICULTURE

[WFO 4-9, Amdt. 2]

## PART 1450—TOBACCO

## CIGAR FILLER AND BINDER TYPES OF TOBACCO

War Food Order No. 4-9, as amended (10 F. R. 8201, 10419, 13359) is hereby further amended by deleting therefrom the provisions of § 1450.15 (a) (2) and inserting, in lieu thereof, the following:

(2) "Tobacco" means tobacco of the 1945 crop of the cigar filler types numbered 41, 42, 43, and 44 as defined in the Service and Regulatory Announcement No. 118 (7 CFR 30.1 et seq.) of the United

States Department of Agriculture, promulgated by the Secretary of Agriculture on October 14, 1919.

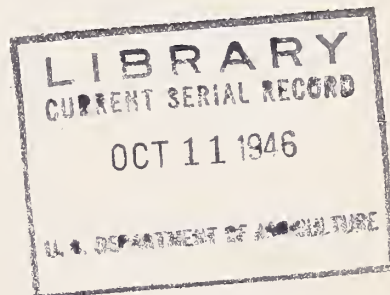
The provisions of this amendment shall become effective at 8:00 a. m., e. s. t., December 3, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order No. 4-9, as amended, prior to the effective time of the provisions of this amendment, the provisions of the said War Food Order No. 4-9, as amended, in effect prior to the effective time of the provisions of this amendment shall be deemed to continue in full force

and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087; WFO 4, as amended, 8 F.R. 335, 11331, 9 F.R. 4321, 4319, 9584, 10 F.R. 103, 126, 10419)

Issued this 30th day of November 1945.

[SEAL] C. W. KITCHEN,  
Assistant Administrator, Production  
and Marketing Administration.







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p. 2

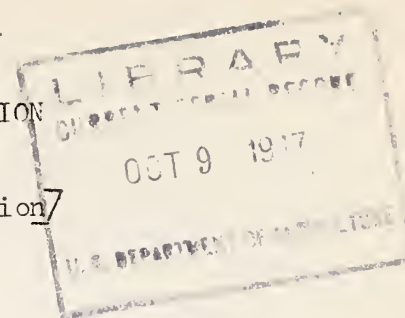
TITLE 7 - AGRICULTURE

CHAPTER XI - PRODUCTION AND MARKETING ADMINISTRATION  
(War Food Distribution Orders)

War Food Order No. 4.9, as amended, Termination

Part 1450 - Tobacco

CIGAR FILLER AND BINDER TYPES OF TOBACCO



War Food Order No. 4.9 (10 F.R. 8201), as amended (10 F.R. 10419, 13369, 14686), is hereby terminated.

This order shall be come effective at 8:01 a.m., e.s.t., January 9, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 4.9, as amended, prior to the effective time hereof, all provisions of such order, as amended, in effect prior to the effective time hereof shall continue in full force and effect for the purpose of sustaining any action, suit, or other proceeding, with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9877, 10 F.R. 8087; WFO No. 4, as amended, 8 F.R. 336, 11331; 9 F.R. 4321, 4319, 9584; 10 F.R. 103, 126, 10419)

Issued this 7th day of January, 1946.

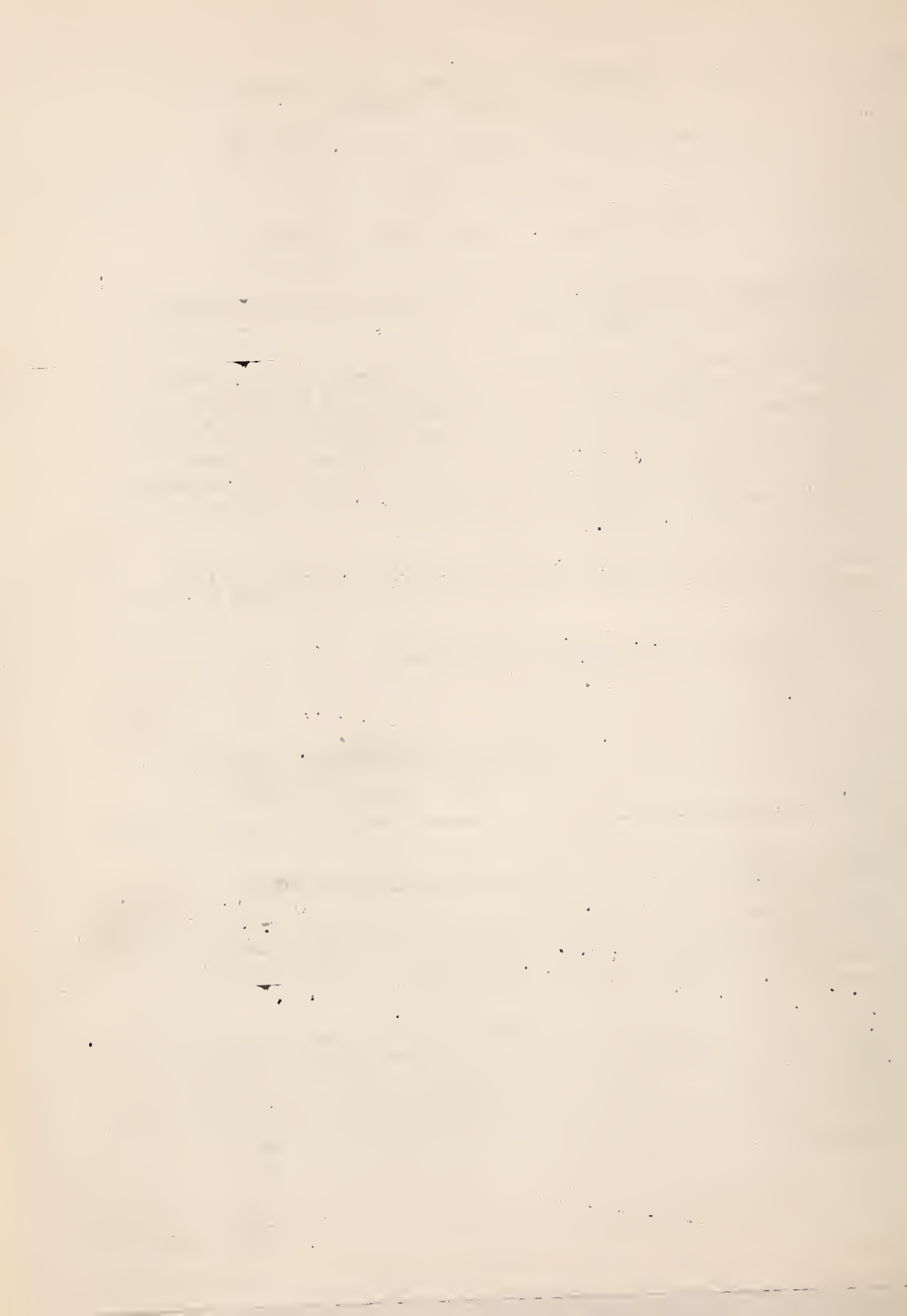
/s/ C. W. Kitchen  
Assistant Administrator, Production  
and Marketing Administration

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WFO 4.9 Terminated to Permit Sales of Cigar Filler Tobacco

The U. S. Department of Agriculture has terminated War Food Order 4.9 to permit resumption of sales of 1945 crop cigar filler tobacco, Types 41-44, effective 8:01 a.m. January 9, 1946. Type 41 is grown in Pennsylvania and Type 42-44 are grown in Ohio.

The original order, WFO 4.9, prohibited future contract sales of the cigar binder and filler types. This order was issued to avoid maldistribution of the crop which would have resulted from advance buying. Since the order has been previously amended to permit the sale of the binder types, the restrictions are now ready for marketing, the limitations on sales are removed by terminating the order.



DEPARTMENT OF AGRICULTURE

LIBRARY  
CURRENT SERIAL RECORD  
DEC 3 1945

WFO 4-10

JULY 18, 1945

[WFO 4-10]

PART 1450—TOBACCO

1945 CROP FLUE-CURED TOBACCO

Pursuant to War Food Order No. 4 (8 F.R. 335), issued on January 7, 1943, as amended (8 F.R. 828, 11331, 9 F.R. 4321, 4319, 9584; 10 F.R. 103), and to effectuate the purposes of such order, as amended, it is hereby ordered as follows:

§ 1450.16 *Restrictions on 1945 crop flue-cured tobacco*—(1) *Definitions*. (1) "Flue-cured tobacco" means tobacco of Type 11, 12, 13, or 14, as defined in the Official Standard Grades for flue-cured Tobacco, promulgated by the Secretary of Agriculture (7 CFR 29.151 et seq.), pursuant to the Tobacco Inspection Act (7 U. S. C. 511 et seq.).

(2) "Manufacturer" means any person who processes tobacco into a product for consumer use which is subject to taxation under the Internal Revenue Code (26 U. S. C. 2000-2040).

(3) "Dealer" means any person, other than a manufacturer or warehouseman, who purchased loose leaf tobacco for his account from the 1939, 1940, 1941, or 1942 crop and redried or had redried for his account any part or all of such tobacco.

(4) "Scrap" means any loose, tangled, untied, and unstemmed flue-cured tobacco salvaged as a byproduct in harvesting, stripping, classing, or tying on the farm and consisting chiefly of barn and strip-house floor sweepings and very inferior quality leaves not sold at auction by growers, or any loose, untied, and unstemmed flue-cured tobacco consisting entirely of floor sweepings, loose, and tangled leaves, or portions of leaves which accumulate from unavoidable dropping or breakage in the handling of flue-cured tobacco and which consist exclusively of such tobacco salvaged as a byproduct of marketing.

(5) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

(6) "Auction" means the method of selling loose leaf tobacco on the basis of open competitive bidding at a properly designated and publicly announced time and place.

(7) "Loose leaf tobacco" means tobacco in the loose form as customarily delivered from the farm where grown.

(8) "Director" means the Director of Marketing Services, United States Department of Agriculture.

(b) *Restrictions*. (1S) No person shall purchase or otherwise acquire any 1945 crop flue-cured tobacco except pursuant to the provisions hereof.

(2) No manufacturer shall purchase any 1945 crop flue-cured tobacco at any private sale or in any manner other than at auction, except as authorized herein.

(3) No dealer shall purchase any 1945

crop flue-cured tobacco at any private sale or in any manner other than at auction, except as authorized herein.

(4) Any person, other than a manufacturer or dealer, may purchase loose leaf tobacco of the 1945 crop of flue-cured tobacco: *Provided*, That such person shall resell such tobacco at auction at or before the close of the marketing season for loose leaf tobacco of the 1945 crop of flue-cured tobacco.

(5) No manufacturer shall, directly or indirectly, purchase or otherwise acquire any 1945 crop flue-cured tobacco which will cause the total amount of such tobacco so acquired by him to exceed 98 percent of the total number of pounds of flue-cured tobacco, inclusive of scrap, used by such person for manufacturing purposes during the period from July 1, 1944, to June 30, 1945, inclusive.

(6) No manufacturer shall purchase at auction a higher proportion of his total allocation, pursuant to (b) (5) hereof, of 1945 crop flue-cured tobacco than his total purchases at auction of flue-cured tobacco from the crops of 1939, 1940, 1941, and 1942 bore to his total purchases of flue-cured tobacco from such crops.

(7) A manufacturer may purchase redried flue-cured tobacco of the 1945 crop: *Provided*, That the total quantity of such tobacco so acquired does not constitute a higher proportion of his total allocation, pursuant to (b) (5) hereof, than his total acquisition of redried flue-cured tobacco from the crops of 1939, 1940, 1941, and 1942 bore to his total acquisitions of flue-cured tobacco of such crops.

(8) No dealer shall purchase at auction for his own account a total quantity of 1945 crop flue-cured tobacco which is in excess of 95 percent of the amount which was allocated to such dealer pursuant to the provisions of War Food Order No. 4.7 (9 F.R. 8231), as amended on August 19, 1944 (9 F.R. 10147), September 23, 1944 (9 F.R. 11732), October 25, 1944 (9 F.R. 12861), and November 16, 1944 (9 F.R. 13740), respectively.

(9) Any person, other than a manufacturer, may, without regard to the provisions hereof, purchase any redried flue-cured tobacco of the 1945 crop if such tobacco, prior to its being redried, was purchased pursuant hereto.

(10) A manufacturer or dealer may resell at auction any flue-cured tobacco of the 1945 crop purchased at auction: *Provided*, That the aggregate amount of such resales may not exceed 2 percent of such purchases. The flue-cured tobacco purchased and resold at auction, within the aforesaid limitation, shall not be charged to the allocation of the seller.

(11) Purchases of the 1945 crop flue-cured scrap tobacco by a dealer shall not be charged against such dealer's allocation, pursuant to (b) (8) hereof,

but purchases of 1945 crop flue-cured scrap tobacco by a manufacturer shall be charged against such manufacturer's allocation, pursuant to (b) (5) hereof.

(12) Any 1945 crop flue-cured tobacco purchased in conformity with an agreement to buy for a principal, either in the principal's name or for his account, shall be charged to the quota of the principal for whom such flue-cured tobacco was purchased.

(13) The poundage figures used in computing allocations pursuant hereto shall be reduced to an undried (green weight) basis. Flue-cured tobacco in the steam-dried condition and in unstemmed form shall be converted to the undried basis by multiplying the number of pounds by the factor 1.12. Flue-cured tobacco in the steam-dried condition and in stemmed form shall be converted to the undried basis by multiplying the number of pounds by the factor 1.44.

(14) The restrictions of this order shall be observed without regard to the rights of creditors, prior contracts, existing contracts, payments made, or deliveries of 1945 crop flue-cured tobacco made prior to the effective time hereof; and purchases or sales of 1945 crop flue-cured tobacco, made prior to the effective time hereof, shall be charged to the respective quotas in accordance with the provisions hereof, as if such sales were made after the effective time of this order.

(15) Flue-cured tobacco of the 1945 crop may, from time to time, be allocated by the Director for purchase by the Commodity Credit Corporation.

(c) *Modification and amendment*. Any allocation made pursuant hereto may be modified, amended, or supplemented, from time to time, by notice or letter, issued by the Director, to any person to whom such allocation has been made.

(d) *Violations*. Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using any flue-cured tobacco of the 1945 crop. Any person who wilfully violates any provision of this order is guilty of a crime, and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(e) *Effective date*. This order shall become effective at 12:01 a. m., e. w. t., July 19, 1945.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087, WFO 4, as amended, 8 F.R. 335, 11331, 9 F.R. 4321, 4319, 9584; 10 F.R. 103)

Issued this 18th day of July 1945.

[SEAL] C. W. KITCHEN,  
Director of Marketing Services.



(For Trade and Summary)

*Washington, July 18, 1945.*

Flue-cured tobacco of the 1945 crop will be allocated to manufacturers and dealers—in general, as has been done during the past two years—the U. S. Department of Agriculture has announced, in issuing War Food Order 4-10. Flue-cured is the principal tobacco, by volume, in most American-made cigarettes.

The new order, effective July 19, 1945, is based on the July crop estimate of flue-cured tobacco totaling 1,091 million pounds. The allocations provide that manufacturers may acquire flue-cured tobacco up to 98 percent of the quantity, including scrap, used by them for manu-

facturing purposes from July 1, 1944 through June 30, 1945. Their auction purchases and purchases from dealers are limited to the same proportion of total purchases as was similarly acquired from the crops of 1939 through 1942.

Dealers may purchase 1945 crop flue-cured tobacco at auction, for their own accounts, up to 95 percent of the basic quantity which they were entitled to buy from the 1944 crop under the provisions of War Food Order 4-7, Amendment 4.

Indicated production for 1945 is approximately the same as 1944 production. Domestic and export requirements, however, have increased. On the basis of the current crop estimate 666 million pounds is allocated for domestic use and

395 million pounds for various export needs. Flue-cured tobacco is the most important American export type.

Should later crop estimates modify the July estimate, adjustments will be made in allocations to preserve an orderly market. The amounts earmarked for export will be allocated directly to the Commodity Credit Corporation and to dealers for procurement on the auction markets.

Other major provisions of the order deal with administration and management. The great majority of manufacturers and dealers have advocated the continuance of allocations this year to assure orderly and satisfactory marketing and distribution of the flue-cured crop.

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WFO 4-10

AMDT. 1

AUG. 18, 1945

DEPARTMENT OF AGRICULTURE

[WFO 4-10, Amdt. 1]

PART 1450—TOBACCO

1945 CROP FLUE-CURED TOBACCO

Pursuant to War Food Order No. 4 (8 F.R. 335) issued on January 7, 1943, as amended (8 F.R. 11331, 9 F.R. 4321, 4319, 9584, 10 F.R. 103), and to effectuate the purposes of such order, as amended, War Food Order No. 4-10 (10 F.R. 8952) relative to the 1945 crop of flue-cured tobacco, is hereby amended as follows:

1. By deleting therefrom the term "98 percent" in § 1450.16 (b) (5) and insert-

ing, in lieu thereof, the term "101.5 percent."

2. By deleting therefrom the term "95 percent" in § 1450.16 (b) (8) and inserting, in lieu thereof, the term "115 percent."

This order shall become effective at 12:01 a. m., e. w. t., August 20, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 4-10, as amended, prior to the effective time hereof, all provisions of such order, as amended, in effect prior to the effective

time hereof shall continue in full force and effect for the purpose of sustaining any action, suit, or other proceeding, with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087; WFO No. 4, 3 F.R. 335, 11331, 9 F.R. 4321, 4319, 9584, 10 F.R. 103)

Issued this 18th day of August 1945.

[SEAL]

C. W. KITCHEN,

Director of Marketing Services.

U. S. Department of Agriculture  
Summary to WFO-4-10 Amendment 1

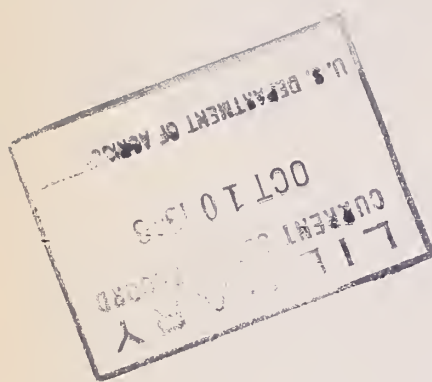
Reflecting the increase in the 1945 flue-cured tobacco crop shown in the most recent crop report, the Department of Agriculture announced today that allocations of this important cigarette-type tobacco to manufacturers and to dealers will be increased by a total of approximately 43 million pounds. The action is taken in an amendment to War Food Order 4-10.

This amendment is based on the August 10 crop estimate of flue-cured tobacco totalling 1,134 million pounds and provides that manufacturers may acquire flue-cured tobacco up to 101.5 percent of the quantity, including scrap, used by them for manufacturing purposes from July 1, 1944 through June 30, 1945. Manufacturers' auction purchases and purchases from dealers are fixed in the same proportion of total purchases

as were similarly acquired from the crops of 1939 through 1942.

Dealers may purchase 1945 crop flue-cured tobacco at auction—for their own accounts—up to 115 percent of the basic quantity which they were entitled to buy from the 1944 crop under the provisions of War Food Order 4-7, Amendment 4.

Should later crop estimates modify the August estimate, adjustments will be made in allocations to preserve an equitable and an orderly market.



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op 2

DEPARTMENT OF AGRICULTURE

[WFO 4-10, Amdt. 2]

PART 1450—TOBACCO

1945 CROP FLUE-CURED TOBACCO

Pursuant to War Food Order No. 4 (8 F.R. 335) issued on January 7, 1943, as amended (8 F.R. 11331; 9 F.R. 4321, 4319, 9584; 10 F.R. 103, 126, 10419), and to effectuate the purposes of such order, as amended, War Food Order No. 4-10, as amended (10 F. R. 8952, 10277, 10419), relative to the 1945 crop of flue-cured tobacco, is hereby further amended as follows:

1. By deleting therefrom the term "101.5 percent" in § 1450.16 (b) (5) and

inserting, in lieu thereof, the term "105.5 percent."

2. By deleting therefrom the term "115 percent" in § 1450.16 (b) (8) and inserting, in lieu thereof, the term "125 percent."

This order shall become effective at 12:01 a. m., e. w. t., September 19, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 4-10, as amended, prior to the effective time hereof, all provisions of such order, as amended, in effect prior to the effective time hereof shall continue in full force and effect for the purpose of sus-

taining any action, suit, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9354, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087; WFO No. 4, as amended, 8 F.R. 335, 11331, 9 F.R. 4321, 4319, 9584, 10 F.R. 103, 126, 10419)

Issued this 17th day of September 1945.

[SEAL]

C. W. KITCHEN,  
*Assistant Administrator,  
Production and Marketing  
Administration.*

PRODUCTION AND MARKETING ADMINISTRATION

The U. S. Department of Agriculture today increased allocations of 1945 crop flue cured tobacco in view of increases in the production estimates reflected in the general Crop Report released September 10. This latest crop report indicates a 1945 production of 1,174 million pounds of flue-cured tobacco—as compared with the August 10 estimate of 1,134 million pounds.

Allocations to manufacturers and dealers will be increased by approxi-

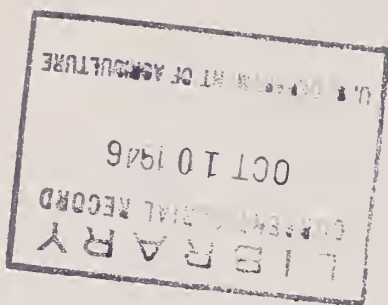
mately 40 million pounds through Amendment No. 2 to War Food Order 4-10. This amendment provides that manufacturers may acquire flue cured tobacco up to 105.5 percent of the quantity (including scrap), used by them for manufacturing purposes from July 1, 1944 through June 30, 1945. Manufacturers allocations for purchase at auction and from dealers are fixed in the same proportion of total purchases as were

similarly acquired from the crops of 1939 through 1942.

Dealers may purchase 1945 crop flue cured tobacco at auction—for their own accounts—up to 125 percent of the basic quantity which they were entitled to buy from the 1944 crop under the provisions of War Food Order 4-7, Amendment 4.

Further adjustments in allocations may be made if later crop estimates modify the September figures.





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DEPARTMENT OF AGRICULTURE

[WFO 4-10, Amdt. 3]

PART 1450—TOBACCO

1945 CROP FLUE-CURED TOBACCO

Pursuant to War Food Order No. 4 (8 F.R. 335) issued on January 7, 1943, as amended (8 F.R. 11331; 9 F.R. 4321, 4319, 9584; 10 F.R. 103, 126, 10419), and to effectuate the purposes of such order, as amended, War Food Order No. 4-10, as amended (10 F.R. 8952, 10277, 10419, 11987), relative to the 1945 crop of flue-cured tobacco, is hereby further amended as follows:

1. By deleting therefrom the term

"105.5 percent" in § 1450.16 (b) (5) and inserting, in lieu thereof, the term "110 percent."

2. By deleting therefrom the term "125 percent" in § 1450.16 (b) (8) and inserting, in lieu thereof, the term "135 percent."

This order shall become effective at 12:01 a. m., e. s. t., October 18, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 4-10, as amended, prior to the effective time hereof, all provisions of such order, as amended, in effect prior to the effective time hereof shall continue in full force

and effect for the purpose of sustaining any action, suit, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087; WFO No. 4, as amended, 8 F.R. 335, 11331, 9 F.R. 4321, 4319, 9584, 10 F.R. 103, 126, 10419)

Issued this 17th day of October 1945.

[SEAL]

C. W. KITCHEN,

Assistant Administrator,

Production and Marketing Administration.

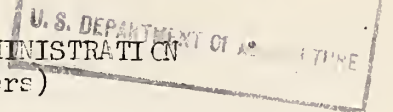




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TITLE 7 - AGRICULTURE

CHAPTER XI - PRODUCTION AND MARKETING ADMINISTRATION  
(War Food Distribution Orders)



War Food Order No. 4.10, as amended, Termination

Part 1450 - Tobacco

1945 CROP FLUE-CURED TOBACCO

War Food Order No. 4.10 (10 F.R. 8952), as amended (10 F.R. 10277, 10419, 11987, 13041), is hereby terminated.

This order shall become effective at 12:01 a.m., e.s.t. January 7, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 4.10, as amended, prior to the effective time hereof, all provisions of such order, as amended, in effect prior to the effective time hereof shall continue in full force and effect for the purpose of sustaining any action, suit, or other proceeding, with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO No. 4, as amended 8 F.R. 335, 11351; 9 F.R. 4321, 4519, 9584; 10 F.R. 103, 126, 10419)

Issued this 5th day of January, 1946.

/s/ C. W. Kitchen  
Assistant Administrator, Production and  
Marketing Administration

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1945 Crop Flue Cured Tobacco Allocation Order (WFO 4.10) Terminated

The U. S. Department of Agriculture today announced the termination of War Food Order 4.10, which controls the allocation of 1945 crop flue cured tobacco, effective January 7, 1946. Flue cured tobacco markets, which have been closed for the holidays since December 14th will reopen on January 8 to dispose of the remainder of the 1945 crop of this type of tobacco.

It is estimated that from the 1945 crop, totaling 1,175 million pounds, only 10 millions pounds remain unsold. Continue allocation control over this relatively small quantity is considered unnecessary to assure equitable supplies to manufacturers and dealers.

# THE HISTORY OF

THE CITY OF BOSTON  
FROM 1630 TO 1800

BY  
JOHN H. COLEMAN

NEW YORK

1880

1880

THE HISTORY OF THE CITY OF BOSTON FROM 1630 TO 1800. BY JOHN H. COLEMAN. NEW YORK: 1880.

THE HISTORY OF THE CITY OF BOSTON FROM 1630 TO 1800.

THE HISTORY OF THE CITY OF BOSTON FROM 1630 TO 1800.

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WFO 4-11

NOV. 23, 1945

## DEPARTMENT OF AGRICULTURE

[WFO 4-11]

## PART 1450—TOBACCO

## 1945 CROP OF BURLEY TOBACCO

Pursuant to the authority vested in me by War Food Order No. 4 issued on January 7, 1943, as amended (3 F.R. 335, 828, 11331; 9 F.R. 4521, 4319, 9584; 10 F.R. 103, 116, 10419), and to effectuate the purpose of such order, as amended, it is hereby ordered as follows:

§ 1450.17 *Restrictions on 1945 crop Burley tobacco.*—(a) *Definitions.* (1) "Burley tobacco" means unmanufactured tobacco of Type 31, as defined in the Official Standard Grades for Burley Tobacco 7 CFR 29.206 (11), promulgated by the Secretary of Agriculture on November 25, 1936, pursuant to the Tobacco Inspection Act (7 U.S.C. 511 et seq.).

(2) "Manufacturer" means any person who processed tobacco during the period from October 1, 1944, to September 30, 1945, inclusive, into a product for consumer use which was subject to taxation under the Internal Revenue Code (26 U. S. C. 2000-2040).

(3) "Dealer" means any person, other than a manufacturer, who purchased Burley tobacco of the crops of 1939, 1940, and 1941, from producers or at auction and redried and packed such tobacco, or had such tobacco redried and packed for his account.

(4) "1945 crop Burley tobacco" means Burley tobacco which was planted and harvested during the calendar year 1945.

(5) "Warehouseman" means any person who offers tobacco for sale at auction as a commission agent for the producer of such tobacco.

(6) "Scrap" means any loose, tangled, untied, and unstemmed 1945 crop Burley tobacco salvaged as a by-product in harvesting, stripping, classing, and tying on the farm and consisting chiefly of barn and strip-house floor sweepings and very inferior quality leaves not sold at auction by growers and any loose, untied, and unstemmed 1945 crop Burley tobacco consisting entirely of warehouse floor sweepings, loose, and tangled leaves, or portions of leaves which accumulate from unavoidable dropping or breakage in the handling of Burley tobacco and which consist exclusively of such tobacco salvaged as a by-product of marketing.

(7) "Person" means any individual partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

(b) *Restrictions.* (1) No person shall purchase, or otherwise acquire, any 1945

crop Burley tobacco unless such tobacco is purchased or acquired pursuant to the provisions hereof.

(2) No manufacturer shall, directly or indirectly, purchase, or otherwise acquire, any 1945 crop Burley tobacco which will cause the total amount of such tobacco so purchased or acquired by him to exceed 112 percent of the total number of pounds of Burley tobacco used by such person for manufacturing purposes during the period from October 1, 1944, to September 30, 1945, inclusive.

(3) No manufacturer shall purchase at auction a higher proportion of his total allocation of 1945 crop Burley tobacco than his total purchases of Burley tobacco from the crops of 1939, 1940, and 1941 at auction bore to his total purchases of Burley tobacco from such crops.

(4) No dealer shall purchase from producers or at auction for his own account a total quantity of 1945 crop Burley tobacco which is in excess of 110 percent of the amount which was allocated to such dealer pursuant to the provisions of War Food Order 4-3 (9 F.R. 14272), issued on December 1, 1944, as amended, or the amount which he was entitled to have allocated to him pursuant to said war food order, as amended, for such purchases from the 1944 crop of Burley tobacco.

(5) Purchases at auction of any 1945 crop Burley tobacco by a manufacturer or a dealer shall not be charged to such purchaser's allocation of 1945 crop Burley tobacco pursuant to (b), (2), (b) (3), or (b) (4) hereof if such tobacco is purchased at a price less than the maximum price for such tobacco as established by the Office of Price Administration and in effect at the time of such purchase.

(6) Any person other than a manufacturer or dealer may purchase 1945 crop Burley tobacco at auction for resale at auction in substantially the same form and condition: *Provided*, That the resale of such tobacco at auction shall not be required if such tobacco is purchased at auction at a price less than the maximum price for such tobacco as established by the Office of Price Administration and in effect at the time of such purchase.

(7) Purchases of scrap by a dealer shall not be charged against such dealer's allocation but purchases of scrap by a manufacturer shall be charged against such manufacturer's allocation.

(8) Any 1945 crop Burley tobacco purchased in conformity with an agreement to buy for a principal, either in the principal's name or for his account, shall be charged to the allocation of the principal

for whom such Burley tobacco was purchased: *Provided*, That no principal may make any such agreement with a warehouseman or any person employed, directly or indirectly, by a warehouseman, and this provision applies to any such agreement already made or to be made with respect to the 1945 crop of Burley tobacco.

(9) Tobacco of the 1945 crop Burley tobacco may, from time to time, be allocated by the Assistant Administrator for purchase by the Commodity Credit Corporation.

(10) The poundage figures used in computing allocations pursuant hereto shall be reduced to an undried (green weight) basis. Burley tobacco in the steam-dried condition and in unstemmed form shall be converted to the undried basis by multiplying the number of pounds by the factor 1.11. Burley tobacco in the steam-dried condition and in the stemmed form shall be converted to the undried basis by multiplying the number of pounds by the factor 1.50.

(11) The restrictions of this order shall be observed without regard to the rights of creditors, prior contracts, existing contracts, or payments made prior to the effective time hereof, and acquisitions of 1945 crop Burley tobacco, by purchase or otherwise, prior to the effective time hereof, shall be charged to the respective allocations in accordance with the provisions hereof, as if such acquisitions were made after the effective time of this order.

(c) *Modification and amendment.* Any allocation granted herein may be modified, amended, or supplemented from time to time by notice or letter, issued by the Assistant Administrator, to any person to whom such allocation has been made; and the Assistant Administrator may, by notice or letter, grant an allocation to any person who is not entitled thereto under the provisions of (b), (2), (b) (3), or (b) (4) hereof.

(d) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., November 27, 1945.

E.O. 9283, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087; WFO 4, 8 F.R. 335, 11331; 9 F.R. 4321, 4319, 9584; 10 F.R. 103, 126, 10419)

Issued this 23d day of November 1945.

(SEAL) C. W. KITCHEN,  
Assistant Administrator,  
Production and Marketing  
Administration.

